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BEFORE THE ARIZONA CORPORATION
COMMISSIONERS RECEIVED

JEFF HATCH-MILLER, Chairman
MIKE GLEASON
WILLIAM A. MUNDELL
KRISTIN K. MAYES
GARY PIERCE

2007 AUG 16 P 4: 58

AZ CORP COMMISSION
DOCKET CONTROL

In the matter of:

EDWARD A. PURVIS and MAUREEN H.
PURVIS, husband and wife
1231 W. Shannon
Chandler, Arizona 85224

GREGG L. WOLFE and ALLISON A.
WOLFE, husband and wife
2092 W. Dublin Lane
Chandler, Arizona 85224

NAKAMI CHI GROUP MINISTRIES
INTERNATIONAL, (a/k/a NCGMI), a
Nevada corporation sole
4400 N. Scottsdale Road, Suite 9-231
Scottsdale, Arizona 85251

JAMES W. KEATON, Jr. and JENNIFER
KEATON, husband and wife
11398 E. Whitehorn Drive, Apt. D
Scottsdale, Arizona 85255

ACI HOLDINGS, INC., a Nevada corporation
17650 N. 25th Avenue
Phoenix, Arizona 85023

Respondents.

Docket No. S-20482A-06-0631

REQUEST FOR SCHEDULING
CONFERENCE

AND

MOTION FOR RESCHEDULING
CERTAIN DAYS OF HEARING

Arizona Corporation Commission

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Respondents Edward and Maureen Purvis respectfully request that the Court hold a scheduling conference and move certain days of the hearing (which is currently set to commence on September 4, 2007).

The Subpoena Problem

The Court will recall that during the last status hearing that undersigned counsel asked for documents from the ACC again, which the ACC again objected to producing. The Court, noting due process concerns, then ruled that respondents could get subpoenas from the ACC to serve and obtain documents in advance of the hearing. The Court also stated that it would reschedule the hearing if necessary to accommodate the production of

1 those documents.

2 Following the Court's ruling, Respondents prepared applications for subpoenas and
3 delivered then to the ACC for issuance on August 13, 2007. Undersigned counsel had his
4 paralegal request the ACC to issue the subpoenas be issued on an expedited basis. The
5 ACC has thus far failed to issue the subpoenas. Indeed, after a several day delay, a
6 representative of the ACC called undersigned counsel and told him that the ACC would
7 not issue the subpoenas.

8 The ACC refused to issue the subpoenas on the ground that the subpoenas did not
9 inform the subpoenaed party where objections should be filed. Apparently the caption on
10 the top of the subpoenas – which identifies the ACC as the forum and has this case
11 number - is insufficient for the ACC.

12 Respectfully, the ACC has applied a double-standard to Mr. Purvis and has made
13 up a "ticky-tack" objection to frustrate his case preparation. There is no requirement in
14 the Administrative Code that subpoenas state where objections should be made.

15 *Moreover, the ACC does not include such language in its own subpoenas.*
16 *Attached hereto as Exhibit "A" is a subpoena issued and served on Mr. Purvis. The*
17 *Court will note that there is nothing in the subpoena stating how or where to make*
18 *objections.*

19 After learning that the ACC refused to issue the subpoenas, undersigned counsel
20 sent over new subpoenas.

21 It also should be noted that some of the subpoenas are directed to parties out of
22 state, which will increase the time needed to get the documents.

23 Under the circumstances, it does not appear that the documents will be obtained in
24 time for the hearing starting September 4, 2007. Under these circumstances, Respondents
25 request that the hearing be rescheduled to permit the production of documents.

26 **Addresses, Phone Numbers, and Exhibits for Telephonic Witnesses**

27 Also during the last hearing, the ACC agreed to provide the addresses and
28 telephone numbers for the witnesses it identified for the hearing. Additionally, the ACC

1 agreed to identify the exhibits that it intended to use with witnesses called telephonically
2 so that Respondent could supplement those exhibits and mail them to the witnesses if
3 necessary for cross-examination.

4 Undersigned counsel has requested this information, but the ACC has yet to
5 provide it. The hearing is two weeks away. Respondent requests that the Court order that
6 this information be provided immediately.

7 **Other Scheduling Issues**

8 Undersigned counsel John O'Neal has recently learned that certain friends of his
9 father (who died in September of 2005) are holding a celebration in his memory in Seattle
10 on September 5th, 6th and 7th. Undersigned counsel has been asked to attend, and would
11 like to do so. In that regard he requests that the days of September 5th, 6th and 7th be
12 vacated and scheduled for another time.

13 Undersigned counsel John O'Neal has also recently been summoned for jury duty
14 on October 1, 2007. Mr. O'Neal already obtained his "free" extension and must appear.
15 This matter is currently set for hearing on October 1, 2007. The hearing on that day
16 should be vacated, and if Mr. O'Neal gets selected for jury duty, additional days may need
17 to be vacated as well. Undersigned counsel is providing notice of this to all parties and
18 the Court now because he has just learned this fact.

19 RESPECTFULLY SUBMITTED this 16th day of August, 2007.

20 QUARLES & BRADY LLP
21 Renaissance One, Two North Central Avenue
22 Phoenix, AZ 85004-2391

23 By 

24 John Maston O'Neal
25 Zachary Cain

26 Attorneys for Respondents
27 Edward A. Purvis and Maureen H. Purvis
28

1 **ORIGINAL** and **13 COPIES** filed by hand-
2 delivery this 16th day of August, 2007, with:

3 Docket Control, Arizona Corporation Commission
4 1200 West Washington
5 Phoenix, AZ 85007

6 **COPY** of the foregoing mailed and faxed
7 this 16th day of August, 2007 to:

8 Rachel Strachan, Securities Division
9 1300 West Washington St., 3rd Floor
10 Phoenix, Arizona 85007

11 Matt Neubert, Director
12 Securities Division
13 Arizona Corporation Commission
14 1200 West Washington St.
15 Phoenix, AZ 85007

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[Signature]
An employee of Quarles & Brady LLP

EXHIBIT A

SUBPOENA

SECURITIES DIVISION

ARIZONA CORPORATION COMMISSION

TO: Edward A. Purvis
2131 W. Shannon St
Chandler, AZ 85224

In the Matter of Purvis & Wolfe
file number 7618

involving possible violations of the Securities Act
and/or Investment Management Act of Arizona.

YOU ARE HEREBY REQUIRED to appear before Clyde J. Hanselman of the Securities Division of the Arizona Corporation Commission at 1300 West Washington, Third Floor, Phoenix, Arizona 85007, on the 21st day of June, 2005, at 2:00 o'clock PM, to PROVIDE TESTIMONY and PRODUCE THE DOCUMENTS LISTED IN EXHIBIT "A" which is attached and incorporated by reference.



The seal of the Arizona Corporation Commission is affixed hereto, and the undersigned, a member of said Arizona Corporation Commission, or an officer designated by it, has set his hand at Phoenix, Arizona this 10th day of June, 2005.

Mark Dinell
Assistant Chief Counsel of Enforcement
Securities Division

Persons with a disability may request a reasonable accommodation such as a sign language interpreter, as well as request this document in an alternative format, by contacting Linda Hogan, Executive Assistant to the Executive Secretary, voice phone number 602/542-3931, e-mail lhogan@azcc.gov. Requests should be made as early as possible to allow time to arrange the accommodation.

Pursuant to A.A.C. R14-4-305, any person required to appear at a formal interview may be represented by legal counsel.